

Long Form Notice – Settlement Approval

Settlement Approved for Students sexually abused at school in Resolute Bay or Clyde River between April 1, 1969 and July 30, 1981

Please read this notice carefully.

The settlement of a class action lawsuit was approved by the Nunavut Court of Justice for people who were subjected to sexual abuse while attending Nunavut schools in Resolute Bay or Clyde River between April 1, 1969 and July 30, 1981 and who were sexually abused by teacher Maurice Cloughley. Sexual abuse includes:

- Sexually assaulted by Cloughley;
- Forced to touch Cloughley in a sexual manner;
- Forced to touch other children in a sexual manner;
- Forced to have their picture taken while nude; or
- Some combination of these forms of sexual exploitation.

The Court has approved the following: The Territory will pay \$8,000,000.00 to establish a settlement fund to compensate class members, pay class counsel's legal fees and disbursements, and pay for the administration of the settlement. The Court has approved Class Counsel fees of \$2,000,000.00, plus tax, disbursements in the amount of \$95,014.17, plus tax, and \$15,000.00 honoraria for each of the Representative Plaintiffs.

The settlement funds will be divided between class members on the basis of their injuries, up to a possible maximum \$200,000.00 on any class member's claim.

Following a Settlement Approval Hearing which was held on June 4, 2024 seeking approval of the settlement, the Judge has now approved the settlement in an Order/Decision dated April 1, 2025.

Class Members will need to complete and submit a Claim Form to RicePoint, the Claims Administrator, on or before November 1, 2025.

As the settlement has been approved by the Court, class members must go through this process to obtain compensation. Those who do not claim now will not be permitted to sue the Territory for sexual abuse by Cloughley they experienced while attending a school. If you are eligible for compensation, your legal rights will be affected even if you do nothing.

This notice explains your rights and options and how to exercise them.

BASIC INFORMATION

What is a class action?

In a class action, one or more people called "Plaintiffs" or "Representative Plaintiffs" sue on behalf of people who have similar claims. All of those people are called a "Class" or "Class Members". The courts resolve the issues for everyone affected.

The Representative Plaintiffs in this case are RPC1 and RPC2. The lawyers for the Class ("**Class Counsel**") are Morris Moore of Mount Pearl, Newfoundland and Labrador and Cooper Regel of

Sherwood Park, Alberta. The Representative Plaintiffs are identified by pseudonyms, but you can contact them by writing to the Claims Administrator at the address below.

The Commissioner of the Territory of Nunavut and the Commissioner of the Territory of the Northwest Territories are the Defendants in the class action.

What is the class action about?

The Representative Plaintiffs allege that the Territory was responsible for sexual abuse of students in the institutions at the hands of Maurice Cloughley. Sexual abuse may include:

- Having been sexually assaulted by Cloughley;
- Having been forced to touch Cloughley in a sexual manner;
- Having been forced to touch other children in a sexual manner;
- Having been forced to have their picture taken while nude; or
- Some combination of these forms of sexual exploitation.

Why is there a settlement?

The Representative Plaintiffs and the Territory have agreed to a settlement which has now been approved by the Court. By agreeing to a settlement, the parties avoided the costs and uncertainties of a trial and delays in obtaining judgment, and class members receive the benefits described in this notice.

WHO IS INCLUDED IN THE APPROVED SETTLEMENT?

Which individuals are included?

Individuals are included in the Class if:

1. they attended a school in Resolute Bay or Clyde River between April 1, 1969 and July 30, 1981;
2. they experienced sexual abuse at the hands of or facilitated by Maurice Cloughley while attending the schools; sexual abuse includes;
 - a. sexual assault by Cloughley;
 - b. being forced to touch Cloughley in a sexual manner;
 - c. being forced to touch other children in a sexual manner;
 - d. being forced to have their picture taken while nude; or
 - e. some combination of these forms of sexual exploitation.
3. they have not already sued and received compensation;
4. for residents of Nunavut, they have not opted out of the class action; and
5. for non-residents of Nunavut, they opted into the class action.

WHAT ARE THE BENEFITS OF THE SETTLEMENT?

What compensation will be paid under the Approved Settlement?

The Court has approved the following: The Territory will pay \$8,000,000.00 to establish a settlement fund to compensate class members, pay class counsel's legal fees and disbursements, and pay for the administration of the settlement. The Court has approved Class Counsel fees of \$2,000,000.00, plus tax, disbursements to date of approximately \$95,014.17, plus tax, and \$15,000.00 honoraria for each of the Representative Plaintiffs.

The settlement funds will be divided between class members on the basis of their injuries, up to a possible maximum of \$200,000.00 on any class member's claim.

When will individuals receive compensation?

Payment will be made to individuals after all the claims are received and the Claims Administrator calculates the amount. You have 6 months after the Settlement Approval Order dated April 1, 2025 to file your claim. The deadline for claims is November 1, 2025.

How will individuals receive compensation?

Individuals eligible for compensation must submit their claims to the Claims Administrator to receive payment.

In order to receive any compensation, Class Members will have to complete a Claim Form. This will require Class Members having to attest, under penalty of perjury, that they were subjected to sexual abuse during the class period. To be eligible for more money, individuals will have to describe in writing the sexual abuse they were subjected to and the effect it had on them. For the most serious sexual abuse, individuals will be interviewed about their experiences.

How will the lawyers be paid?

The lawyers for the Class will be paid out of the settlement fund. Class Counsel fees in the amount of \$2,000,000.00 have been approved by the Court.

What am I giving up in the approved settlement?

Since the settlement has been approved by the Court, you will give up your right to sue the Territory for the claims resolved by the settlement.

Can I remove myself from the approved settlement?

No. There was an objection period for anyone that wished to object to the settlement, which has now passed. You will not be able to remove yourself from the settlement.

WHO REPRESENTS ME?

Who are the lawyers representing me?

Class Counsel are Morris Moore of Mount Pearl, Newfoundland and Labrador and Cooper Regel of Sherwood Park, Alberta. You can contact them at:

Morris Moore
184 Park Avenue
Mount Pearl, NL A1N 1K8
Tel.: 709-747-0077
Fax: 709-747-0104
www.mmmlawyers.com

AND

Cooper Regel
77 Chippewa Road
Sherwood Park, AB, T8A 6J7
Tel.: 1-780-570-8448
Fax: 1-780-570-8467
www.cooperregelnorth.ca

Do I have to pay class counsel?

Not directly. Class Counsel fees have been approved by the Court and will be paid out of the settlement funds.

WHAT IF I NEED MORE INFORMATION?

Who do I contact for more information?

You may contact the Claims Administrator at:

CL9 Claims Administrator
P.O. Box 3355
London, ON N6A 4K3 Tel. (toll-free): 1-844-445-2734
Email: info@CloughleySexAbuseClassAction.ca

You may contact Class Counsel at:

Morris Moore
184 Park Avenue
Mount Pearl, NL A1N 1K8
Tel.: 709-747-0077
Fax: 709-747-0104
www.mmmlawyers.com

AND

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